

IN THE SUPREME COURT OF THE STATE OF DELAWARE

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|-------------------|--------------------------------|
| DONALD CRAMER, | § |
| | § No. 232, 2009 |
| Petitioner Below, | § |
| Appellant, | § |
| | § |
| v. | § Court Below—Family Court |
| | § of the State of Delaware, |
| CAROLYN BRADY, | § in and for New Castle County |
| | § File No. CN09-01824 |
| Respondent Below, | § |
| Appellee. | § |

Submitted: November 19, 2009

Decided: December 4, 2009

ORDER

This 4th day of December 2009, it appears to the Court that, on November 17, the Clerk sent a notice to appellant to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for appellant's failure to diligently prosecute his appeal by not filing his opening brief and appendix in this matter. Appellant has failed to respond to the notice to show cause within the required ten-day period; therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Supreme Court Rules 3(b) and 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/Henry duPont Ridgely
Justice